

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

NICOLAS GOUREAU, and STEPHANIE MENKIN,  
individually and derivatively on behalf of GOOBERRY  
CORPORATION,

Plaintiffs,

-against-

MARCUS LEMONIS, ML RETAIL, LLC, MARCUS  
LEMONIS, LLC, and MACHETE CORPORATION d/b/a  
MACHETE PRODUCTIONS,

Defendants,

-and-

GOOBERRY CORPORATION

Nominal Defendant.

USDC SDNY  
DOCUMENT  
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1:20-cv-04691-MKV

SCHEDULING ORDER

MARY KAY VYSKOCIL, United States District Judge:


Defendants Marcus Lemonis, ML Retail, LLC, and Marcus Lemonis, LLC (the “ML Defendants”) have submitted a request for a pre-motion conference in anticipation of their motion to dismiss the complaint [ECF #33]. Plaintiffs oppose the request [ECF #34]. The request for a pre-motion conference is DENIED and Defendants’ motion to dismiss should be briefed on the following schedule.

- ML Defendants’ Motion to Dismiss must be filed by October 23, 2020
- Plaintiffs’ Opposition must be filed by November 20, 2020
- ML Defendants’ Reply must be filed by December 11, 2020

Any request for an extension shall be made by letter filed on ECF and must be received at least 72 hours before the deadline.

SO ORDERED

Dated: October 1, 2020  
New York, New York

  
MARY KAY VYSKOCIL  
United States District Judge